

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chairman Bill Wilson, on March 24, 2009 at 9:30
A.M., in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Bill Wilson, Chairman (D)
Rep. Bill Beck, Vice Chairman (R)
Rep. Michele Reinhart, Vice Chairwoman (D)
Rep. Elsie Arntzen (R)
Rep. Shannon Augare (D)
Rep. Paul Beck (D)
Rep. Tom Berry (R)
Rep. Carlie Boland (D)
Rep. John Fleming (D)
Rep. Timothy Furey (D)
Rep. Chuck Hunter (D)
Rep. Harry Klock (R)
Rep. Mike Milburn (R)
Rep. Pat Noonan (D)
Rep. Scott Reichner (R)
Rep. Cary Smith (R)
Rep. Gordon Vance (R)
Rep. Jeffery Welborn (R)

Members Excused: None

Members Absent: None

Staff Present: Santella Baglivo, Committee Secretary
Bart Campbell, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None

Executive Action: HB 598, SB 84, SB 86, SB 133,
SB 151, SB 174, SB 189, SB 271,
SB 275, SB 356, SB 388, SB 431,
SB 444

EXECUTIVE ACTION ON HB 598

00:01:26 **Motion:** Rep. Noonan moved that **HB 598 DO PASS.**

Discussion:

00:01:37 Chairman Wilson
00:01:48 Rep. Noonan
00:01:51 Chairman Wilson

00:02:34 **Motion:** Rep. Noonan moved that **HB 598 BE AMENDED.**
EXHIBIT (buh65a01)

Discussion:

00:03:41 Rep. Arntzen
00:04:04 Rep. Noonan
00:04:32 Mr. Campbell, Legal Services Division
00:04:53 Rep. B. Beck
00:05:02 Chairman Wilson
00:05:16 Rep. B. Beck
00:05:22 Rep. Noonan
00:05:30 Chairman Wilson
00:05:33 Rep. Noonan
00:05:39 Rep. Arntzen
00:05:52 Rep. Noonan
00:06:46 Rep. Augare

00:06:56 **Vote:** Motion carried unanimously by voice vote.

00:07:05 **Motion:** Rep. Noonan moved that **HB 598 DO PASS AS AMENDED.**

00:07:21 Rep. Augare called the question.

00:07:24 **Vote:** Motion carried unanimously by roll call vote.

EXECUTIVE ACTION ON SB 84

00:08:45 **Motion:** Rep. Reinhart moved that **SB 84 BE CONCURRED IN.**

00:09:01 Rep. Smith called the question.

00:09:14 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 86

00:09:47 **Motion:** Rep. Reinhart moved that **SB 86 BE CONCURRED IN.**

00:09:57 Rep. Berry called the question.

00:10:11 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 133

00:10:38 **Motion:** Rep. Reinhart moved that **SB 133 BE CONCURRED IN.**

Discussion:

00:10:49 Chairman Wilson

00:10:56 Mr. Campbell

00:11:10 Chairman Wilson

00:11:32 **Motion:** Rep. Reinhart moved that **SB 133 BE AMENDED.**
EXHIBIT (buh65a02)

Discussion:

00:11:54 Chairman Wilson

00:11:58 Rep. Reinhart

00:12:01 Mr. Campbell

00:13:04 Chairman Wilson

00:13:19 John Mudd, Executive Counsel, State Auditor's Office

00:14:23 Chairman Wilson

00:14:25 Mr. Mudd

00:14:35 Rep. B. Beck

00:14:49 Chairman Wilson

00:15:03 Rep. Reichner called the question.

00:15:10 **Vote:** Motion carried unanimously by voice vote.

00:15:14 **Motion:** Rep. Reinhart moved that **SB 133 BE CONCURRED IN AS AMENDED.**

00:15:26 Rep. Noonan called the question.

00:15:38 **Vote:** Motion carried unanimously by voice vote.

Discussion:

00:15:51 Rep. Reichner
00:16:30 Rep. B. Beck
00:16:41 Chairman Wilson
00:17:12 Rep. B. Beck
00:17:42 Chairman Wilson
00:18:00 Rep. Noonan

EXECUTIVE ACTION ON SB 151

00:18:14 **Motion:** Rep. Reinhart moved that **SB 151 BE CONCURRED IN.**

Discussion:

00:18:25 Chairman Wilson
00:18:41 Rep. Berry
00:18:54 Chairman Wilson
00:18:59 Rep. Reichner called the question.

00:19:09 **Vote:** Motion carried unanimously by voice vote.

Discussion:

00:19:32 Rep. Furey
00:19:52 Chairman Wilson

EXECUTIVE ACTION ON SB 174

00:20:11 **Motion:** Rep. Reinhart moved that **SB 174 BE CONCURRED IN.**

Discussion:

00:20:25 Chairman Wilson
00:20:30 Mr. Campbell

00:20:43 **Motion:** Rep. Reinhart moved that **SB 174 BE AMENDED.**
EXHIBIT (buh65a03)

Discussion:

00:20:51 Chairman Wilson
 00:20:59 Rep. Arntzen
 00:21:08 Mr. Campbell
 00:21:44 Rep. Reinhart called the question.

 00:21:51 **Vote:** Motion carried unanimously by voice vote.

 00:21:57 **Motion:** Rep. Reinhart moved that **SB 174 BE CONCURRED IN AS AMENDED.**

 00:22:04 Rep. Augare called the question.

 00:22:13 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 189

00:22:58 **Motion:** Rep. Reinhart moved that **SB 189 BE CONCURRED IN.**

Discussion:

00:23:08 Mr. Campbell
 00:23:28 Chairman Wilson
 00:23:57 Rep. B. Beck
 00:25:09 Rep. Hunter
 00:25:46 Rep. Augare
 00:26:05 Rep. Smith
 00:26:28 Rep. Reinhart
 00:26:49 Rep. B. Beck
 00:27:16 Chairman Wilson
 00:27:27 Rep. Arntzen
 00:27:47 Rep. B. Beck
 00:28:15 Rep. Arntzen
 00:28:19 Rep. B. Beck
 00:28:29 Rep. Fleming
 00:29:03 Rep. B. Beck
 00:29:27 Rep. Arntzen
 00:30:31 Rep. Reinhart
 00:31:01 Rep. Welborn called the question.

 00:31:15 **Vote:** Motion failed 9-9 by roll call vote with Rep. Arntzen, Rep. Beck, Rep. Berry, Rep. Klock, Rep. Milburn, Rep. Reichner, Rep. Smith, Rep. Vance, and Rep. Welborn voting aye.

EXECUTIVE ACTION ON SB 271

00:32:22 **Motion:** Rep. Reinhart moved that **SB 271 BE CONCURRED IN.**

Discussion:

00:32:58 Rep. Milburn
 00:33:45 Rep. Reinhart
 00:35:08 Rep. Noonan
 00:36:30 Mr. Campbell
 00:37:08 Rep. Noonan
 00:37:16 Mr. Campbell
 00:37:48 Chairman Wilson
 00:37:55 Rep. Milburn
 00:39:05 Mr. Campbell
 00:39:50 Rep. Milburn
 00:40:28 Rep. Arntzen
 00:41:35 Rep. Smith
 00:42:33 Rep. Fleming
 00:42:57 Rep. Hunter
 00:43:08 Rep. Arntzen
 00:43:14 Rep. Augare
 00:43:20 Rep. Furey
 00:43:43 Chairman Wilson
 00:43:57 Rep. Reichner called the question.

00:44:07 **Vote:** Motion failed 9-9 by roll call vote with Rep. Augare, Rep. Beck, Rep. Boland, Rep. Fleming, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep. Reinhart, and Rep. Wilson voting aye.

EXECUTIVE ACTION ON SB 275

00:46:38 **Motion:** Rep. Reinhart moved that **SB 275 BE CONCURRED IN.**

Discussion:

00:46:54 Rep. B. Beck
 00:47:11 Chairman Wilson
 00:47:46 Rep. P. Beck
 00:48:18 Rep. B. Beck
 00:48:35 Rep. P. Beck
 00:48:49 Rep. B. Beck
 00:49:13 Chairman Wilson
 00:49:41 Mr. Campbell
 00:50:19 Rep. Arntzen
 00:50:52 Rep. Furey

00:51:53 Rep. Berry called the question.

00:52:04 **Vote:** Motion carried unanimously by voice vote.

Discussion:

00:52:33 Rep. Reinhart
00:53:08 Chairman Wilson
00:53:23 Mr. Campbell
00:54:36 Rep. Reichner
00:55:06 Chairman Wilson

EXECUTIVE ACTION ON SB 356

00:55:30 **Motion:** Rep. Reinhart moved that **SB 356 BE CONCURRED IN.**

Discussion:

00:55:38 Mr. Campbell
00:55:53 Rep. Berry called the question.

00:56:02 **Vote:** Motion carried 17-1 by voice vote with Rep. Milburn voting no.

Discussion:

00:56:15 Rep. Reichner
00:56:48 Rep. Reinhart
00:56:52 Chairman Wilson
00:56:56 Rep. Hunter
00:57:18 Chairman Wilson

EXECUTIVE ACTION ON SB 388

00:57:38 **Motion:** Rep. Reinhart moved that **SB 388 BE CONCURRED IN.**

Discussion:

00:57:47 Mr. Campbell
00:58:06 Chairman Wilson
00:59:27 Rep. Boland
01:01:14 Rep. Reichner
01:01:46 Rep. Augare
01:02:35 Chairman Wilson
01:02:39 Rep. Reinhart

01:03:15 Rep. Reichner called the question.

01:03:18 **Vote:** Motion carried unanimously by roll call vote.

EXECUTIVE ACTION ON SB 431

01:05:06 **Motion:** Rep. Reinhart moved that **SB 431 BE CONCURRED IN.**

Discussion:

01:06:11 Chairman Wilson
01:08:28 Rep. B. Beck
01:08:43 Chairman Wilson
01:08:53 Rep. B. Beck
01:09:11 Chairman Wilson
01:09:23 Rep. B. Beck
01:09:45 Chairman Wilson
01:09:56 Rep. B. Beck
01:10:44 Chairman Wilson
01:11:07 Rep. Milburn
01:11:45 Chairman Wilson
01:12:05 Rep. Klock
01:12:26 Rep. Furey
01:13:16 Mr. Campbell
01:14:06 Rep. Furey
01:14:15 Mr. Campbell
01:14:23 Chairman Wilson
01:14:54 Rep. Augare
01:14:57 Rep. Arntzen
01:15:24 Mr. Campbell
01:15:43 Chairman Wilson

01:15:57 **Vote:** Motion failed 7-11 by roll call vote with Rep. Beck, Rep. Klock, Rep. Milburn, Rep. Reichner, Rep. Smith, Rep. Vance, and Rep. Welborn voting aye.

01:16:38 **Motion/Vote:** Rep. Reinhart moved that **SB 431 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 444

01:17:05 **Motion:** Rep. Reinhart moved that **SB 444 BE CONCURRED IN.**

01:17:20 Rep. Vance called the question.

01:17:27 **Vote:** Motion carried unanimously by voice vote.

ADJOURNMENT

01:18:08 Adjournment: 10:48 A.M.

Santella Baglivo, Secretary

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Additional Exhibits

EXHIBIT (buh65a04) Letter from State Auditor Lindeen re: SB 133

EXHIBIT (buh65a05) Letter from Dr. Nancy Aagenes re: SB 287

Additional Documents:

EXHIBIT (buh65aad.pdf)